Notice of Allowability Application No. Application Application Application Application Application Art Unit International papers on the cover sheet with the correspondence address—All claims being allowable, PROSECUTION ON THE MERTS IS (OR REMAINS) CLOSED in this application. If not included herewith for previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1-313 and MFEP 1308. All This communication is responsive to the amendment filed 00/20/2005. All Some* Or None of the:		Application No.	Applicant(a)
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Carlos A, Azpuru	Notice of Allowshility		
- The MAILING DATE of this communication appears on the cover sheet with the correspondence address-All claims being allowable, PROSECUTION ON THE MERTS is (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon pellition by the applicant. See 37 CFR 1313 and MEPE 1308. 1. ☑ This communication is responsive to the amendment filed 06/20/2005. 2. ☑ The allowed claim(s) is/are 1-13. 3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) ☐ All □ b) ☐ Some c) ☐ None of the: 1. ☐ Certified copies of the priority documents have been received. 2. ☐ Certified copies of the priority documents have been received in Application No. 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)). **Certified copies on treceived: Applicant has THREE MONTHS FROM THE: "MAILING DATE: of this communication to file a reply complying with the requirements noted below. Faiture to limely comply will result in ABANDONMENT of this application. **HIST THREE-MONTH PERIOD IS NOT EXTENDABLE** 4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient. 5. ☐ CORRECTED DRAWINGS (as *replacement sheets') must be submitted. (b) ☐ including changes required by the Notion of Paper No./Mail Date — (All Patent Application (PTO-152) high paper No./Mail Date @2002/2005 \$0.000000000000000000000000000000000	Notice of Allowability	Examiner	Art Unit
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of Biological Material 9. Other Carlos A. Azpuru Primary Examiner	4. Examiner's Comment Regarding Requirement for Deposit	8. 🛛 Examiner's Stateme	ent of Reasons for Allowance
	of Biological Material	9.	Carlos A. Azpyru

REASONS FOR ALLOWANCE

The following is an examiner's statement of reasons for allowance:

The closest prior art is that of WO 95/28984. The device has an a scleral surface, a orbital surface, and a fluid passageway in communication with an injection port. The patent however lacks an opening which communicates with the outer surface of the sclera.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Carlos A. Azpuru whose telephone number is (571) 272-0588. The examiner can normally be reached on Tu-Fri, 6:30 am - 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Thurman K. Page can be reached on (571) 272-0602. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Application/Control Number: 10/702,210 Page 3

Art Unit: 1615

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Carlos A. Azpurul Primary Examiner

Art Unit 1615

ca

Continuation of Substance of Interview including description of the general nature of what was discussed: It was observed that although the wrong paragraph was used in the obviousness-type rejection, and should have not referred to In re Shneller, and should have only dealt with why the claims were obvious in view of the copending application claims. This was due to a typographical error, but the rejection was intentional. Mr Lee agreed to file a terminal disclaimer in the copending case. This application can therefore proceed to allowance.